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November 7, 2005

BY ELECTRONIC FILING

The Honorable Kent A. Jordan  
United States District Court  
844 King Street  
Wilmington, DE 19801

Re: Biovail v. Andrx; C.A. No. 05-586 (KAJ)

Dear Judge Jordan:

Attached is a proposed Scheduling Order for discussion during the telephone conference Thursday afternoon at 4:00 p.m. Where the parties have been unable to agree, their proposals are noted separately.

Respectfully,

  
Jack B. Blumenfeld

/klm  
Attachment

cc: Peter T. Dalleo, Clerk (By Hand)  
William J. Cattie, III, Esquire (By Hand)  
Steven Maddox, Esquire (By E-Mail)  
Joseph M. O'Malley, Jr., Esquire (By E-Mail)  
Dominick A. Conde, Esquire (By E-Mail)